

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Alexander Jr Head

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-against-

Officer Murry, Roy
Sargent Jackson

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

Complaint for Violation of Civil Rights

(Prisoner Complaint)

Case No. 9:18-cv-03530-DCN-BM

(to be filled in by the Clerk's Office)

Jury Trial: ☐ Yes ☐ No
(check one)

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NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

When submitted for filing, your complaint should be accompanied by the full filing fee or an application to proceed in *forma pauperis*.

I. The Parties to This Complaint**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Alex Head

All other names by which you have been known:

Alexander Jr Head

ID Number

Current Institution

Greenwood County Detention

Address

Center 528 Edgefield Avenue
Greenwood SC 29646**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. Make sure that the defendant(s) listed below are identical to those contained in the above caption. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name

Officer MurryJob or Title
(if known)Guard Correctional officer

Shield Number

Employer

Greenwood Detention Center

Address

528 Edgefield Avenue
Greenwood, SC 29646☒ Individual capacity☐ Official capacity

Defendant No. 2

Name

Sargent Jackson

Job or Title Sgt.
 (if known)
 Shield Number _____
 Employer Greenwood Detention Center
 Address 538 Edgefield Avenue
Greenwood, SC 29646
☒ Individual capacity ☒ Official capacity

Defendant No. 3

Name L.T. Chad Cox
 Job or Title L.T.
 (if known)
 Shield Number _____
 Employer Greenwood Detention Center
 Address 538 Edgefield Avenue
Greenwood, SC 29646
☒ Individual capacity ☒ Official capacity

Defendant No. 4

Name L.T. Mickey Bolden
 Job or Title L.T.
 (if known)
 Shield Number _____
 Employer Greenwood Detention Center
 Address 538 Edgefield Avenue
Greenwood SC 29646
☒ Individual capacity ☒ Official capacity

II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (*check all that apply*):

- ☐ Federal officials (a *Bivens* claim)
☒ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

8th and 14th amendments

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

D. Section 1983 allows defendants to be found liable only when they have acted “under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia.” 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

He threaten my life, Slander my name
threw the whole b.unit, OFFICER MURRY

III. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (*check all that apply*):

- ☒ Pretrial detainee
☐ Civilly committed detainee
☐ Immigration detainee

2 of 4

Lt Chad Cox,

was negligence because he failed to keep me safe and protected from unreasonable risk from officer Murry.

Lt. Mickey Bolden.

He was also negligence because he failed to keep me safe and protected from unreasonable risk from officer Murry.

Sgt Jackson,

Put me and my son in danger
Once she told officer Murry of the information that I told her that where suppose have been confidentiality in which is what has started this whole matter.

- ☐ Convicted and sentenced state prisoner
- ☐ Convicted and sentenced federal prisoner
- ☐ Other (explain) Pretrial Detainee

IV. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. If the events giving rise to your claim arose outside an institution, describe where and when they arose.

- B. If the events giving rise to your claim arose in an institution, describe where and when they arose.

Greenwood county Detention center
in B. unit on 7-26-2018

- C. What date and approximate time did the events giving rise to your claim(s) occur?

on 7-26-2018 approx. 4:30-5:30

- D. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

On 7-26-2018 around 4:30-5:30 officer
murry was passing out Dinner trays, along
with giving out extra's on Drinks. But only

IV. D part 2

to his hand picked few "His favorites" in which was wrong all the way round. But myself along with other inmates were getting a bit upset about the matter. So the next morning officer was working B-unit once again and just as always those select few was getting extra trays along the Bottom Rock therefore when it was time for the top Rock to eat they were Ten '10' Trays short. Which just happened to be the special needs and also the part of the top that I'm a part of. That's when I took it upon myself to inform the Lt. and Sgt. as to the reason the trays were short and about the ongoing problem. I then wrote a note to Sgt. Jackson letting her know what was going on. I passed the letter through Officer Patton on my way to medical and upon my return from medical and going back in my cell just a matter of seconds had passed before Officer Murry came storming full speed to my door swinging it open in a fit of anger and rage screaming at me very loud asking me how the "fuck" could I snitch on him? When he don't do "shit" but help me! are should I say help your "ASS" He also called me an ungrateful "Bitch" and that he would "fuck" me up and make me his "Bitch" and to suck his "Dick" He then slammed my door super hard and started going from Inmate room to Inmate room.

telling each and everyone of them that I was a snitch. I'm still puzzled as to why would Sgt. Jackson put me out there like that when that goes against the police at Greenwood County Detention center. in with I going to file another case on Her (Sgt. Jackson) as well. But the outcome of the information that I told Sgt. Jackson only got me put on Iceolation for my protection on behalf of what officer told the inmates of B-4N1 about me. But there wasnt any action done towards Him for any of His doings in this matter, He also Bragged about the fact that nothing happend to him.

Witness: Video of Said day in time

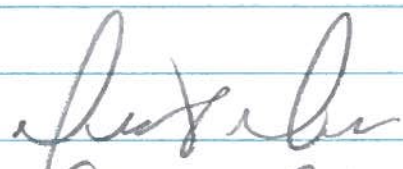
Lt, Smith

officer James

Inmate, Derrick Davis

Inmate, Marvin Holmes

I Derrick Davis Have Seen Officer Murry do an say some things to Mr. Alex Head that I felt was not right, on one day I witnessed officer Murry go to Mr. Alex Head door an start to curse Him out calling him a snitch an also saying that He was going to fuck Him up. He also told him to "suck His Dick" an was going from door to door telling us all that He was a snitch. But once he officer Murry came to my door. I in fact told him that "He should not go on like that, He's at work not Home an that he could loose his Job." He then told me I was right an went on. with his day I also spoke with mr. Head the next day an told Him that I thought that was wrong as to how officer Murry did Him an put his life in danger by telling everone He was a snitch. an I would see an here little things that officer Murry would say and do to mr Head. But one day officer called me to the officers Station an asked me if I would go an talk with mr. Head for Him an tell Him that he was sorry an wanted to start over, an I did as he asked me to an the very next day when it was time to pick up trays officer murry cursed mr. Head out an Slamed His door, I then went an told officer murry that He Made me look like a fool, because of what He did an that I want try an Help Him again. I then told mr. Head that I was sorry for what happend and for asking him to forgive officer Murry.

 11/23/18
Derrick Davis

528 Edgefield St
Greenwood Se. 29646

V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I would like to ask for 90,000 in money damages
for pain and suffering due to my life being in
danger. I also would like an relief so that
Greenwood county Detention center would train there
officers to treat the pretrial inmates Better

VII. Exhaustion of Administrative Remedies Administrative Procedures

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

- A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

☒ Yes

☐ No

If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

Greenwood county Detention center
528 Edgefield St
Greenwood SC 29646

- B. Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?

☒ Yes

☐ No

☐ Do not know

- C. Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?

☐ Yes

☐ No

☒ Do not know

If yes, which claim(s)?

- D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?

☒ Yes

☐ No

If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

☐ Yes

☒ No

E. If you did file a grievance:

1. Where did you file the grievance?

I filed an grievance at the Detention
center to Sgt. Jackson, Lt. Chad Cox.
I also filed on with my Public Defender
Shane Goranson.

2. What did you claim in your grievance?

That officer Murry threatened my life.
Slandered my name to the rest of the
Inmates and put my life in danger

3. What was the result, if any?

NONE

4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

I spoke with Lt. Chad Cox and
Lt. Boland about the matter But it
Never stopped officer Murry from what
He was doing to me.

F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

2. If you did not file a grievance but you did inform officials of your claim, state who you informed, when and how, and their response, if any:

G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

I've also had another inmate Derrick Davis
to help me file an grievance about this same
matter as an follow up.

(Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.)

VIII. Previous Lawsuits

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in federal court without paying the filing fee if that prisoner has "on three or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. § 1915(g).

To the best of your knowledge, have you had a case dismissed based on this "three strikes rule"?

- ☐ Yes
☒ No

If so, state which court dismissed your case, when this occurred, and attach a copy of the order if possible.

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

☐ Yes

☒ No

B. If your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. *(If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)*

1. Parties to the previous lawsuit

Plaintiff(s) _____

Defendant(s) _____

2. Court *(if federal court, name the district; if state court, name the county and State)*

3. Docket or index number

4. Name of Judge assigned to your case

5. Approximate date of filing lawsuit

6. Is the case still pending?

☐ Yes

☐ No

If no, give the approximate date of disposition. _____

7. What was the result of the case? *(For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)*

- C. Have you filed other lawsuits in state or federal court otherwise relating to the conditions of your imprisonment?

☐ Yes

☒ No

- D. If your answer to C is yes, describe each lawsuit by answering questions 1 through 7 below. *(If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)*

1. Parties to the previous lawsuit

Plaintiff(s) _____

Defendant(s) _____

2. Court *(if federal court, name the district; if state court, name the county and State)*

3. Docket or index number

4. Name of Judge assigned to your case

5. Approximate date of filing lawsuit

6. Is the case still pending?

☐ Yes

☐ No

If no, give the approximate date of disposition. _____

7. What was the result of the case? *(For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)*
- _____
- _____

IX. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 1/8, 2018.

Signature of Plaintiff

Alex Head

Printed Name of Plaintiff

Alex Head

Prison Identification #

Greenwood Detention center

Prison Address

528 Edgefield Avenue

Greenwood, SC

29146

City

State

Zip Code

B. For Attorneys

Date of signing: _____, 2018.

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address	<u>528 Edgelyd Avenue, Greenwood, SC 29646</u>
Telephone Number	<u>Mia sister, Annimae Williams (470-326-8846)</u>
E-mail Address	<u>Head alex 627@gmail.com</u>



ROBIN L. BLUME
CLERK OF COURT

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

OFFICE OF THE CLERK
901 RICHLAND STREET
COLUMBIA, SOUTH CAROLINA 29201-2431
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DIVISIONAL OFFICES

P. O. BOX 835
CHARLESTON, SC 29402
(843) 579-1401 FAX 579-1402

300 E. WASHINGTON STREET
ROOM 239
GREENVILLE, SC 29601
(864) 241-2700 FAX 241-2711

P. O. BOX 2317
FLORENCE, SC 29503
(843) 676-3820 FAX 676-3831

PLEASE TAKE NOTICE:

All 1983 packets come with the following forms:

- 1 Complaint Form
- 1 Informa Pauperis Application
- 1 Financial Certificate
- 1 Summons
- 1 USM-285

Please return the forms provided and if more forms are required, they will be sent to you at the direction of the assigned judge.

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA



FORMS FOR FILING CASES
PRO SE (Representing Yourself)
Prisoner

Revised March 25, 2016

About These Forms

1. **In General.** This and the other pleading forms available from the www.uscourts.gov website illustrate some types of information that are useful to have in complaints and some other pleadings. The forms do not try to cover every type of case. They are limited to types of cases often filed in federal courts by those who represent themselves or who may not have much experience in federal courts.
2. **Not Legal Advice.** No form provides legal advice. No form substitutes for having or consulting a lawyer. If you are not a lawyer and are suing or have been sued, it is best to have or consult a lawyer if possible.
3. **No Guarantee.** Following a form does not guarantee that any pleading is legally or factually correct or sufficient.
4. **Variations Possible.** A form may call for more or less information than a particular court requires. The fact that a form asks for certain information does not mean that every court or a particular court requires it. And if the form does not ask for certain information, a particular court might still require it. Consult the rules and caselaw that govern in the court where you are filing the pleading.
5. **Examples Only.** The forms do not try to address or cover all the different types of claims or defenses, or how specific facts might affect a particular claim or defense. Some of the forms, such as the form for a generic complaint, apply to different types of cases. Others apply only to specific types of cases. Be careful to use the form that fits your case and the type of pleading you want to file. Be careful to change the information the form asks for to fit the facts and circumstances of your case.
6. **No Guidance on Timing or Parties.** The forms do not give any guidance on when certain kinds of pleadings or claims or defenses have to be raised, or who has to be sued. Some pleadings, claims, or defenses have to be raised at a certain point in the case or within a certain period of time. And there are limits on who can be named as a party in a case and when they have to be added. Lawyers and people representing themselves must know the Federal Rules of Civil Procedure and the caselaw setting out these and other requirements. The current Federal Rules of Civil Procedure are available, for free, at www.uscourts.gov.
7. **Privacy Requirements.** Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns over public access to electronic court files. Under this rule, papers filed with the court should not contain anyone's full social-security number or full birth date; the name of a person known to be a minor; or a complete financial-account number. A filing may include only the last four digits of a social-security number and taxpayer identification number; the year of someone's birth; a minor's initials; and the last four digits of a financial-account number.